

VILLAGE OF BREWSTER

BOARD OF TRUSTEES

Draft Agenda

1.

**NOTICE OF PUBLIC HEARING
VILLAGE OF BREWSTER
BOARD OF TRUSTEES**

PLEASE TAKE NOTICE, that the Board of Trustees of the Village of Brewster will hold a Public Hearing on a proposed Local Law No. 4 of 2007 – This local law provides for the administration and enforcement Of a "PUBLIC URINATING AND DEFECATING LAW OF THE VILLAGE OF BREWSTER." FOR THE PREVENTION OF TRESPASS TO PUBLIC AND PRIVATE PROPERTY AND TO PREVENT URINATION AND DEFECATION IN PUBLIC PLACES. in this Village of Brewster prior to the regularly scheduled Village Board Meeting of September 19, 2007, at Village Hall, 208 Main Street, Brewster, NY, at 7:30 P.M. Anyone wishing to speak may do so as time permits. The Village of Brewster will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and /or reasonable accommodations should contact the Village Clerk.

Dated: September 7, 2007

By Order of the
Board of Trustees of the
VILLAGE OF BREWSTER
Peter Brewster Hansen
Village Clerk

2.

**NOTICE OF PUBLIC HEARING
VILLAGE OF BREWSTER
BOARD OF TRUSTEES**

PLEASE TAKE NOTICE, that the Board of Trustees of the Village of Brewster will hold a Public Hearing on a proposed Local Law No. 5 of 2007 – This local law provides for the administration and enforcement Of a "NOISE LAW OF THE VILLAGE OF BREWSTER." FOR THE PROTECTION OF THE ECONOMIC AND SOCIAL WELFARE, HEALTH AND PEACE OF THE PEOPLE OF THE VILLAGE OF BREWSTER, AND ALL ITS PROVISIONS SHALL BE CONSTRUED FOR THE ACCOMPLISHMENT OF THAT PURPOSE in this Village of Brewster prior to the regularly scheduled Village Board Meeting of September 19, 2007, at Village Hall, 208 Main Street, Brewster, NY, at 7:30 P.M. or as soon thereafter as available. Anyone wishing to speak may do so as time permits. The Village of Brewster will make every effort to assure that the hearing is accessible to persons with disabilities. Anyone requiring special assistance and /or reasonable accommodations should contact the Village Clerk.

Dated: September 7, 2007

By Order of the
Board of Trustees of the
VILLAGE OF BREWSTER
Peter Brewster Hansen

Draft Minutes
Public Hearing 1 – Local Law 4 of 2007 "PUBLIC URINATING AND DEFECATING LAW"

The Board of Trustees of the Village of Brewster is holding a Public Hearing on September 19, 2007 at Village Hall, 208 Main Street, Brewster, New York. The meeting is to be called to order at 7:30 P.M. or as soon thereafter as possible by Mayor Degnan.

Attendees:

Mayor: John Degnan
Deputy Mayor and Trustee: William Banks
Trustees: James Schoenig, Terri Stockburger
Village Engineer: John Folchetti,
Village Counsel: Gary Kropkowski
Clerk & Temporary Treasurer: Peter Hansen

Absent:

Yoshihiko Ito

Pledge to flag.

Mayor Degnan moves to open the Public Hearing on LL 4 of 2007, Mr. Schoenig seconds. All in favor: 4-0

Mr. Schmidt speaks in favor of the law.

Mr. Gress Thanks Mr. Schoenig for introducing the Law which largely came at the request of residents on Mayor Mitchell Court. Mr. Gress has been working with the Village Attorney and Mr. Ito for six months or so and would like to see this move forward.

Mr. Godfrey spoke about public urination from attached decks on the 2nd and 3rd floors. He said it happens often and by the time he contacts police the offense is over.

Mr. Stockburger questions section 2 specifically pertaining to public view. Mr. Banks follows that with a question as to impact on public health.

Ms. Piccini questions the private property wording.

Mr. Gress responds that this wording is tried and tested as it is taken from existing laws that have been in place for years.

Mr. Schmidt asks how complaints will be handled. Mr. Schoenig said that the police should be called with the information as soon as possible. If a camera is available pictures should be taken and the details documented (time, place, names if possible, etc.) so proper follow up can be made.

There being no further public comment Mayor Degnan motions to close the Public Hearing on Local Law 4 - "PUBLIC URINATING AND DEFECATING LAW"

Draft Minutes
Public Hearing 2 – Local Law 5 of 2007 "NOISE LAW OF THE VILLAGE OF BREWSTER"

The Board of Trustees of the Village of Brewster is holding a Public Hearing on September 19, 2007 at Village Hall, 208 Main Street, Brewster, New York. The meeting is to be called to order at 7:45 P.M. or as soon thereafter as possible by Mayor Degnan.

Attendees:

Mayor: John Degnan
Deputy Mayor and Trustee: William Banks
Trustees: James Schoenig, Terri Stockburger
Village Engineer: John Folchetti,
Village Counsel: Gary Kropkowski

Absent:

Yoshihiko Ito

Clerk & Temporary Treasurer: Peter Hansen

Mayor Degnan moves to open the second Public Hearing on LL 5 of 2007, Mr. Schoenig seconds. All in favor: 4-0

Mayor Degnan asks for public comment. Mr. Godfrey complains about the excessive noise on Marvin Ave. every weekend during the middle of the night. Sometimes around 3 or 4 A.M. Mr. Godfrey believes we need this law but we also need to enforcement around the clock.

Mr. Schmidt also voices concern over some residents playing music over outdoor speakers very loudly, sometimes around the clock.

Mr. Karns offers that the overcrowded housing appears to be contributing to the noise as many residents are forced to go outside to talk on their cell phones and this contributes to the din.

Jack Gress thanks Mr. Schoenig for introducing LL 5 of 2007 as this too has been in the works for sometime and needed sponsorship to bring it forward. Mr. Gress is thankful that we have these laws ready to go now to address these issues.

Mr. Bergstrom asks about the decibel levels. Mayor Degnan said they didn't want specific decibel levels in the law because it could limit enforcement. Mr. Gress adds that the code committee did not want to unnecessarily complicate the law in this first pass.

Mr. Banks questions wording. Ms. Piccini questions windows open or closed. What constitutes excessive noise. Mr. Gress explains that this law is also tried and tested by other municipalities for years. We want to adhere to proven legal terms and not test new waters.

Mr. Gress said the fine is set at \$350 per offense and the Board of Trustees should address a fine schedule amendment as soon as practical.

Mayor Degnan thanks Mr. Gress and the Code Committee for all their hard work and diligence.

Mayor Degnan moves to close the Public Hearing. Ms. Stockburger seconds, passes 4-0

VILLAGE OF BREWSTER

BOARD OF TRUSTEES

Draft Agenda

Regular Meeting:

The Board of Trustees of the Village of Brewster is holding a Regular Meeting on September 19, 2007 at Village Hall, 208 Main Street, Brewster, New York. The meeting is to be called to order at 7:30 P.M. or as soon thereafter as possible by Mayor Degnan, Mr. Banks seconds, all in favor 4-0

Attendees:

Mayor: John Degnan

Deputy Mayor and Trustee: William Banks

Trustees: James Schoenig, Terri Stockburger

Village Engineer: John Folchetti,

Village Counsel: Gary Kropkowski

Clerk & Temporary Treasurer: Peter Hansen

Absent:

Yoshihiko Ito

- 1) Public Comment
 - a) Mr. Karns says there is a pair of sneakers hanging from a wire at 10 Putnam Terrace. Mayor Degnan asks the Clerk to notify DPW and have them removed.
 - b) Mr. Schmidt said that Marvin Ave. was like a raceway at commuter times. Mayor Degnan asked Mr. Mancone to have a car monitor the road on a regular basis.
 - c) Mr. Karns asks if a stop sign could be added like that on Oak St. Mayor Degnan explains that Stop signs are not speed control devices they are for safety. The one added to Oak St. was for pedestrian safety as people crossed at that crosswalk.
- 2) Mayor Degnan motions to approve Local Law 4 as written. Mr. Schoenig seconds, passed 4-0
- 3) Mayor Degnan motions to approve Local Law 5 as written. Mr. Schoenig seconds, passed 4-0
- 4) Telephone service – Broadview. Broadview provided an offering that would provide the same level of service and cut our current phone service costs by 41%. – Mayor Degnan abstains. Ms. Stockburger motions to authorize the Mayor to sign an agreement entering into telephone service with Broadview. Mr. Schoenig seconds. Passed 3-0
- 5) La Guadalupana, Jorge Galindo - Liquor License – request waiver letter Mayor Degnan motions to authorize the Clerk to issue a waiver letter. Ms. Stockburger seconds. Passed 4-0
- 6) Kovalski - Water meter v. Flat rate for past. – Mayor Degnan motioned to authorize the Clerk to review past usage of this account and base billing on average consumption.
- 7) Public Works Training School - approval. Cost approximately \$1,100 - toward annual training requirements Mayor Degnan motions to authorize Public Works training school for Assistant Water Superintendent, Mr. Schoenig seconds, passed 4-0
- 8) Tri-State to Marvin Parking Stairs renovation - Bill Banks – Mayor Degnan motions to authorize Clerk to issue request for proposal to three licensed electrical contractors to add lighting. Mr. Schoenig seconds, passed 4-0
- 9) Tyler Murello - 2 vacant lots - Prospect St. & Putnam Terrace - can sewer be extended to them? Mr. Murello was asked to demonstrate the subdivision of this property through deed records including easements if any. Mr. Murello will call Mr. Corcoran of J.R. Folchetti and find out if service exists.
- 10) Engineer's Monthly Report – Mayor motions to accept Engineer's Report for 9/19/07, Mr. Schoenig seconds, passes 4-0

- 11) Code Enforcement Monthly Report – Code enforcement report tabled until next month due to Mr. Serino being absent.
- 12) Brewster Police Dept. Monthly Report. Mayor motions to accept August report, Mr. Schoenig seconds, Passes 4-0
- 13) Ragamuffin parade permit - October 27th Noon to 2:00 PM - Start at gold lot end at Markel Park - Mayor motions to issue a parade permit as requested, Mr. Schoenig seconds, Passes 4-0
- 14) Approval of Vouchers
 - a) Total \$64,701.16
 - i) A = 12,779.33
 - ii) F = 10,549.15
 - iii) G = \$22,042.88
 - iv) H1 = \$19,329.80Mayor motions to approve vouchers, Mr. Schoenig seconds, Passes 4-0
- 15) New Business
 - a) Clerk requests audit of Court Books as prescribed by law. Mayor motions to ask our external auditor to conduct a court audit, Mr. Schoenig seconds, passes 4-0
 - b) Ms. Piccini stated that the Planning Board still needs another member and a minutes taker
 - c) Ms. Piccini asks if the Board of Trustees would accept the training provided to the Planning Board by J.R. Folchetti and Associates as meeting the requirements of the law. Mayor motions to accept said training, Mr. Schoenig seconds, passes 4-0.
- 16) Public Comment
 - a) Mr. Castelli reminded the Board that they had authorized \$2,000 for video taping on Founders Day. Mr.. Castelli has raised \$1,000 in private funding and Mr. Ruchala is tasked with raising another \$1,000 so the Village does not have to pay for the video taping.
 - b) Mayor Degnan asked that signs be obtained noticing the new ordinances.
- 17) Adjourn – Mayor motions to adjourn, Mr. Banks seconds, passes 4-0